

Record of Proceedings

December 3, 2009 – Regular Monthly Board Meeting

The Louisville Township Board met this date to conduct the regular monthly board meeting. The meeting was held at the Scott County Government Center, 200 Fourth Avenue West, Shakopee, Minnesota in Room 112. Chair John Weckman, Supervisors Bob Pieper and Kevin Theis, Clerk LuAnne Lemke and Treasurer Lolita Driscoll were present. Attorney Ruppe was also present.

Call to Order

Chair Weckman called the meeting to order at 7:00 PM.

Incident Review Analysis

The Incident Review Analysis report was received by the Board, electronically, prior to the meeting. A copy was made available to the public for review. Sheriff Lapham was present to answer questions raised by the board and the public.

Minutes Review/Approval

Motion moved by Supervisor Theis and seconded by Supervisor Pieper to approve the minutes as typed. Motion carried.

Public Comment

No public comment.

Agenda Review/Approval

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to approve the agenda as typed. Motion carried.

Treasurer Update / Board Investment Review

The reconciliation for month ending October 31, 2009 was reviewed and is as follows according to CTAS:

October 1 – October 31, 2009

| | | |
|-------------------------|--------------------|-------------------------|
| Beginning balance as of | \$ 6,593,986.62 | 10/01/2009 |
| Receipts | 8,512.22 | 10/01/2009 – 10/31/2009 |
| Disbursements | <u>(9,293.11)</u> | 10/01/2009 – 10/31/2009 |
| Ending Balance | \$ 6,593,205.73 | 10/31/2009 |

Investment Review

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to authorize Treasurer Lolita Driscoll to invest township funds from the Edward Jones money market account as follows:

- FHLMC for 15 years in the amount of \$250,000 @ 4.05% interest rate

Record of Proceedings

- Tennessee Valley Authority (TVA) for 24 years in the amount of \$250,000 @ 4.7% interest rate
- If another investment instrument is available in the 15-25 year range at a minimum of a 4% interest rate, the treasurer is authorized to proceed with another maximum investment of \$250,000.
- Invest \$250,000 in 5 year instrument CDs with at least a 3% interest rate. If unavailable, move to ten-year CDs at best rate available, but not less than 3%.

Supervisors Weckman, Pieper and Theis voted aye. No nays. Motion carried.

Claims Review and Approval

Motion moved by Supervisor Theis and seconded by Supervisor Weckman to approve claims #12031-12034 and claims #9171 – 9178 and to be paid in the amount of \$10,747.97 and paid by the Township with checks #9171 thru #9178. Supervisors Weckman, Pieper and Theis voted aye. No nays. Motion carried.

OLD BUSINESS

T.H. 169 Frontage Road Alignment Study Update

Supervisor Weckman provided a frontage road update.

Anchor Block

Driveway Permit

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to approve the Louisville Township Driveway Permit agreement, contingent upon attorney review. Motion carried.

The final Louisville Township Driveway Permit agreement will be recorded. Clerk Lemke will get Exhibit A documentation from Anchor Block and forward to Attorney Ruppe.

Variance Requests

Anchor Block's came before the Board for a township recommendation for Variance Request #PL2009-84, for two requests:

- Request 6.5 foot variance to increase the maximum building height from 45 feet to 51.5 feet to reconstruct and expand the rooftop shelter structure
- Request a 42 foot variance to reduce the required side yard setback from 45 feet to 3 feet to install a storage silo

Motion moved by Supervisor Theis and seconded by Supervisor Weckman to support the Scott County Planning staff report recommendations for approval of the height and side yard

Record of Proceedings

variances with conditions on the approval of the side yard variance. The Louisville Town Board makes the following recommendations:

1. That Anchor Block's variance request for a 6.5 foot variance to increase the maximum building height from 45 feet to 51.5 feet to reconstruct and expand the rooftop shelter structure be granted; and
2. That Anchor Block's variance request for a 42 foot variance to reduce the required side yard setback from 45 feet to 3 feet to install a storage silo is recommended with the following conditions:
 - a. That the City of Shakopee Fire Marshal reviews the proposed location on the location of the storage silo and that Anchor Block complies with any conditions imposed by the Fire Marshal.
 - b. Unless otherwise agreed to by the County and Louisville Township, the variance granted for the location of the proposed storage silo will expire and the silo must be relocated at Anchor Block's sole expense if any of these conditions occur:
 - i. A different material from the intended Frac Sand material or its equivalent is stored in the silo
 - ii. A variance is required by the adjacent property owners (Bryan Rock) to develop their property and the variance by the adjacent property owners is needed due to the location of the storage silo
 - iii. Should the location of the storage silo impede the eventual route selected for the extension of the Dem-Con Drive frontage road through the Anchor Block property which requires the silo to be removed.

Motion carried.

Scott County Zoning Ordinance #3 – Township Recommendation

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to direct Attorney Ruppe to check into the MN Statute(s) as it relates to the proposed changes in Scott County Zoning Ordinance #3 and draft a response that highlights the concerns of the Township Board to be used at the public hearing of the Scott County Planning Commission meeting on December 14. Motion carried.

Resolution 2009-10 – Establishing a Snow and Ice Control Policy

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to adopt Resolution 2009-10 establishing a snow and ice control policy for Louisville Township. Motion carried.

Record of Proceedings

NEW BUSINESS

Annual Posting of Regular Monthly Board Meetings for 2010

Motion moved by Supervisor Theis and seconded by Supervisor Pieper to accept the Annual Posting of the 2010 Schedule of Regular Monthly Board Meetings to be held the first Thursday of each month at 7:00 PM at the Scott County Government Center, 200 Fourth Avenue West, Shakopee in the 2nd floor County Board Room, unless otherwise noted.* The schedule is as follows:

- January 7, 2010 – Board Room
- February 4, 2010 – Board Room
- March 4, 2010 – Board Room
- April 1, 2010 – Board Room
- May 6, 2010 – Board Room
- June 3, 2010 – Board Room
- *July 8, 2010 – *Room 112
- August 5, 2010 – Board Room
- September 2, 2010 – Board Room
- October 7, 2010 – Board Room
- November 4, 2010 – Board Room
- December 2, 2010 – *Room 112

Motion carried.

Clerk Lemke will publish the 2010 dates in Shakopee Valley News and post in the Scott County Library and on the township website.

ROUNDTABLE

SCALE

A SCALE Update will be added to the monthly agendas.

CALENDAR

- December 11, SCALE, Prior Lake City Hall, 7:30 AM
- December 14, Scott County Planning Public Hearing
 - 6:00 PM – Zoning Ordinance #3 Revisions
 - 7:30 PM – Anchor Block Variance
- January 7, 2010, Scott WMO Technical Advisory Committee Meeting, Scott County Government Center (Room TBD) 9:00 AM - Noon
- January 7, 2010, Monthly Town Board meeting, Scott County Government Center, 2nd floor Board Room, 7:00 PM

Record of Proceedings

Adjourn Meeting

Motion moved by Supervisor Pieper and seconded by Supervisor Theis to adjourn the meeting at 10:05 PM. Motion carried.

ORIGINAL DOCUMENT AND SIGNATURES ARE ON FILE IN THE CLERK'S OFFICE.

Electronically signed and dated by

LuAnne Lemke, Township Clerk
January 7, 2010

Electronically signed and dated by

John Weckman, Township Chair
January 7, 2010